

Patent  
Attorney Docket No. 034296-604

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of  
Elizabeth COLBERT et al.  
Application No.: 10/824,336  
Filing Date: April 14, 2004  
Title: COATING FOR WALL CONSTRUCTION

MAIL STOP AMENDMENT

Group Art Unit: 1714  
Examiner:  
Confirmation No.: 5383

THIRD  
INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a THIRD Information Disclosure Statement and accompanying form PTO-1449 for the above-identified patent application.

- ☒ No additional fee for submission of an IDS is required.
- ☐ The fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e), and the fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

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By

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Travis D. Boone  
Registration No. 52,635

Date: August 15, 2005

BURNS DOANE

BURNS DOANE SWECKER & MATHIS LLP  
INTELLECTUAL PROPERTY LAW

THIRD  
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(8/04)



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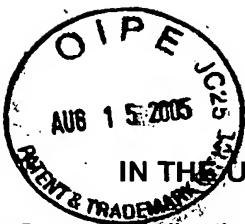
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For: COATING FOR WALL	)	Confirmation No.: 5383
CONSTRUCTION	)	
	)	
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**THIRD INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, the accompanying information is being submitted in accordance with 37 C.F.R. §§ 1.97 and 1.98. Also enclosed is a copy of an International Search Report issued in a corresponding European application.

Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited is enclosed. However, copies of the listed U.S. patents and U.S. patent application publications are not enclosed since it is no longer required according to the July 11, 2003 waiver of the requirement for copies of cited U.S. patents and U.S. patent application publications in national patent applications filed after June 30, 2003 and international applications entering the national stage under 35 U.S.C. § 371 after June 30, 2003.

The documents are being submitted within three (3) months of the filing or entry of the national stage of this application or before the first Office Action on the merits, whichever is later. Since these documents are being filed within the time period set forth in 37 C.F.R. § 1.97(b), no fee or statement is required.

The filing of this Information Disclosure Statement shall not be construed as a representation that a prior art search has been made.


In addition, the filing of this Information Disclosure Statement shall not be construed to be an admission that each of the references submitted herewith is in fact prior art with respect to the present application, or that each of the references is considered to be material to patentability as defined in §1.56(b).

To assist the Examiner, the documents are listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

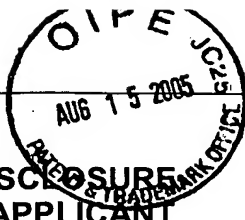
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By:   
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Registration No. 52,635

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# **THIRD INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

**Complete if Known**

Sheet	1	of	4	<b>Application Number</b>	10/824,336
				<b>Filing Date</b>	April 14, 2004
				<b>First Named Inventor</b>	Elizabeth Colbert et al.
				<b>Examiner Name</b>	Unassigned
				<b>Attorney Docket Number</b>	034296-604

## **U.S. PATENT DOCUMENTS**

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Issue/Publication Date (MM-DD-YYYY)
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Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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				<b>First Named Inventor</b>	Elizabeth Colbert et al.
				<b>Examiner Name</b>	Unassigned
<b>Sheet</b>	<b>2</b>	<b>of</b>	<b>4</b>	<b>Attorney Docket Number</b>	034296-604

**U.S. PATENT DOCUMENTS**

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Issue/Publication Date (MM-DD-YYYY)
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Document Number	Kind Code (if known)	Country	Date of Publication (MM-DD-YYYY)	STATUS						
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	97/02395	A1	WIPO	01-23-1997							
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	1 513 763		UK	06-07-1978							
	05/040475		WIPO	05-06-2005							

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Considered

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		First Named Inventor	Elizabeth Colbert et al.		
Examiner Name	Unassigned				
Sheet	3	of	4	Attorney Docket Number	034296-604

## NON-PATENT LITERATURE DOCUMENTS

Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	J.R. Gorman, et al., "Plaster and Drywall Systems Manual," BNI Books, Division of Building News, Inc., April 12, 2003, pages 240 and 251
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	The White Book, Plasterboard Fixing, Jointing and Decorating, British Gypsum, April 12, 2003
	G.D. Plumb, M.A., Lightweight Partitions Having Improved Low Frequency Sound Insulations, Research and Development Department, 10 pages
	#9 White, Medium Calcium Carbonate Filler, Georgia Marble Company, May 1996
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	Water Absorbency of Bibulous Papers, T 432 om – 94, Approved by the Chemical Properties Committee of the Process and Product Quality Division
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	Technical Data, Calmote Ad, Omya UK
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Examiner Signature		Date Considered	
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Substitute for form 1449A/PTO & 1449B/PTO				<b>Complete if Known</b>	
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<b>Sheet</b>	4	of	4	<b>Attorney Docket Number</b>	034296-604

NON-PATENT LITERATURE DOCUMENTS	
<b>Examiner Initials</b>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	Fordamin Stinnes Logistics, Fordacal S2 Talc
	Defoamers for Emulsion Paints and Emulsion Plasters, BYK Chemie, 4 pages
	4 Walocel M Delivery Programme
	Emultex 596, Synthomer International Technology Individual Service
	Sil-Cell 35/34, Silbrico Corporation, 2 pages
	Methocel Cellulose Ethers for Gypsum-Based Building Materials, How Methocel Cellulose Ethers Products Maximise the Performance of Gypsum-based Building Materials
	Elotex LIQ2020, Technical Data Sheet
	Twinstar Chemicals Limited, Benzoflex 9-88 Plasticiser Dipropyleneglycol Dibenzoate, 5 pages

<b>Examiner Signature</b>		<b>Date Considered</b>	
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